



PATENT  
Attorney Docket 044921-5058-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Patricia Murphy et al.**

Application No. **09/084,471**

Filed: **May 22, 1998**

Examiner: **C. Myers**

Art Unit: **1634**

For: **Novel Coding Sequence Haplotypes of the Human BRCA2 Gene**

U.S. Patent and Trademark Office  
Customer Service Window, **Mail Stop AF**  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**NOTICE OF APPEAL TO BOARD OF PATENT APPEALS & INTERFERENCES**

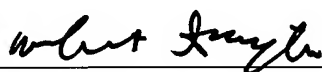
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated October 5, 2004 of the Examiner finally rejecting claims 61 and 95 to 101 (with claims 62 to 84 and 87 to 94 having been withdrawn from consideration).

The Commissioner is hereby authorized to charge **\$250.00** to Deposit Account No. 50-0310 for payment of the Notice of Appeal fee at the small entity rate as set forth on the accompanying transmittal form.

**Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **April 5, 2005**  
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Respectfully submitted,  
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